



# Criminal Law Act 1977

## CHAPTER 45

### CRIMINAL LAW ACT 1977

#### PART I

##### CONSPIRACY

- 1 The offence of conspiracy.
- 1A Extended jurisdiction over certain conspiracies.
- 2 Exemptions from liability for conspiracy.
- 3 Penalties for conspiracy.
- 4 Restrictions on the institution of proceedings for conspiracy.
- 5 Abolitions, savings, transitional provisions, consequential amendment and repeals.

#### PART II

##### OFFENCES RELATING TO ENTERING AND REMAINING ON PROPERTY

- 6 Violence for securing entry.
- 7 Adverse occupation of residential premises.
- 8 Trespassing with a weapon of offence.
- 9 Trespassing on premises of foreign missions, etc.
- 10 Obstruction of court officers executing process for possession against unauthorised occupiers.
- 11 .....
- 12 Supplementary provisions.
- 12A Protected intending occupiers: supplementary provisions.
- 13 Abolitions and repeals.

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**PART III**

CRIMINAL PROCEDURE, PENALTIES, ETC.

14 .....

*Allocation of offences to classes as regards mode of trial*

15 Offences which are to become triable only summarily.  
16 .....

17 Offence which is to become triable only on indictment.  
18—26 .....

*Penalties*

27 .....

28 Penalties on summary conviction for offences triable either way.  
29 .....

30 Penalties (and mode of trial) for offences made triable only summarily.  
31 Increase of fines for certain summary offences.  
32 Other provisions as to maximum fines.  
33 Penalty for offences under section 3 of Explosive Substances Act 1883.

*Young offenders*

34, 35 .....

36 Enforcement of fines imposed on young offenders.  
37 Supervision orders.

*Cross-border enforcement*

38 Execution throughout United Kingdom of warrants of arrest.  
38A Execution in different parts of United Kingdom of warrants for imprisonment for non-payment of fine.  
38B Further provision for execution of warrants of commitment for non-payment of sum adjudged to be paid by conviction in England and Wales or Northern Ireland.  
39 Service of summonses and citation throughout United Kingdom.  
40 Transfer of fine orders.

*Other provisions*

41, 42 .....

43 .....

44 Appeals against conviction.  
45 .....

46 Committal for sentence for offences tried summarily.  
47 Prison sentence partly served and partly suspended.  
48 Power to make rules as to furnishing of information by prosecutor in criminal proceedings.  
49 Power to order search of persons before Crown Court.

**PART IV**

MISCELLANEOUS PROVISIONS

50 .....

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- 51 Bomb hoaxes.
- 52 Misuse of Drugs Act 1971: redefinition of cannabis.
- 53 Amendments of Obscene Publications Act 1959 with respect to cinematograph exhibitions.
- 54 Inciting girl under sixteen to have incestuous sexual intercourse.
- 55 (1) . . . . .
- 56 . . . . .
- 57 Probation and conditional discharge: power to vary statutory minimum or maximum period.
- 58 Proceedings involving persons under 17: increase of certain pecuniary limits.
- 59—61 . . . . .
- 62 . . . . .

**PART V**

PROVISIONS APPLYING TO SCOTLAND

- 63 Provisions applying to Scotland.

**PART VI**

SUPPLEMENTARY

- 64 Meaning of “indictable offence”, “summary offence” and “offence triable either way” in England and Wales.
- 65 Citation, etc.

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**SCHEDULES**

SCHEDULE 1 — Offences Made Triable Only Summarily, and Related Amendments

SCHEDULES 2—4 — . . .

SCHEDULE 5 — Alteration of Penalties on Summary Conviction of Certain Offences Triable Either Way

- 1 (1) The Misuse of Drugs Act 1971 shall be amended...
- 2 . . . . .

Schedule 6 — Increase of fines for certain summary offences

SCHEDULE 7 — Transfer of Fine Orders

- 1 . . . . .

*Scotland*

- 2 . . . . .
- 3 . . . . .

SCHEDULE 8 — . . .

SCHEDULE 9 — Matters Ancillary to Section 47

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*Probation orders*

- 1 Where a court makes an order under section 47(1) above...

*Courts competent to restore sentence held in suspense*

- 2 (1) In relation to a sentence of imprisonment part of...

*Recall of offender on re-conviction*

- 3 (1) If it appears to the Crown Court, where that...

*Consecutive sentences of imprisonment*

- 3A (1) This paragraph applies where— (a) an offender is serving...

*Miscellaneous (procedural)*

- 4 Where the offender is before the Crown Court with a...  
5 Where the offender has been before a court with a...  
6 For the purposes of any enactment conferring rights of appeal...

*Miscellaneous (consequential)*

- 7 Subject to section 60(1C) of the Criminal Justice Act 1967...  
8 Where an offender is sentenced to imprisonment with an order...  
9 In section 21 of the Firearms Act 1968 (prohibition on...  
10 In section 67 of the Criminal Justice Act 1967 (computation...  
11 In section 1 of the Rehabilitation of Offenders Act 1974...

SCHEDULE 10 — . . .

SCHEDULE 11 — Amendments of Criminal Procedure (Scotland Act) 1975]

- 1 There shall be inserted after section 193 a new section...  
2 There shall be inserted after section 283 a new section...  
3 .....  
4 (1) In section 289(a), for “£150” there shall be substituted...  
5 There shall be inserted after section 289 new sections as...  
6 .....  
7 For section 394(b) there shall be substituted the following paragraph  
—...  
8 In section 397(1) for the words “or under section 72A...  
9 In section 414(1) after the word “convicted” there shall be...  
10 In section 462, in the interpretation of “fine” there shall...  
11—13 .....

SCHEDULE 12 — Minor and Consequential Amendments

NIGHT POACHING

ACT 1828 (C. 69)

- 1 In section 2 (assaults by persons committing offences under the...  
2 In section 9 (entering land, with others, armed and for...

METROPOLITAN

POLICE COURTS

ACT 1839 (C. 71)

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ACCESSORIES AND  
ABETTORS ACT  
1861 (C. 94)  
OFFENCES  
AGAINST THE  
PERSON ACT 1861  
(C. 100)  
PUBLIC STORES  
ACT 1875 (C. 25)  
EXPLOSIVE  
SUBSTANCES ACT  
1883 (C. 3)  
CORONERS ACT  
1877 (c. 71)  
CHILDREN ACT  
1948 (c.43)

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BIRTHS AND  
DEATHS  
REGISTRATION ACT  
1953 (c. 20)  
SEXUAL OFFENCES  
ACT 1956 (C.69)

- 1 A prosecution for an offence to which paragraph 14 or...
- 2 In paragraphs 17 and 18 of the said Part II...

ADOPTION ACT  
1958 (7&8 Eliz.2.c.5.)  
OBSCENE  
PUBLICATIONS ACT  
1959 (c. 66)

CRIMINAL JUSTICE  
ACT 1961 (c. 39)

- 1 .....
- 2 (1) Section 26 (transfer of prisoner to serve sentence) shall...
- 3 (1) Section 28 (transfer of prisoner for trial) shall be...
- 4 (1) Section 29 (removal of detained person in the interests...
- 5 In section 39(1) (interpretation) in paragraph (b) of the definition...

LICENSING ACT  
1964 (c. 26)

- 1 .....
- 2 .....

HOUSING ACT 1964  
(c. 56)

HOUSING  
(SCOTLAND) ACT  
1966 (c. 49)

CRIMINAL LAW  
ACT 1967 (c. 58)

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## CRIMINAL JUSTICE

### ACT 1967 (C. 80)

- 1 . . . . .
- 2 In section 22, as amended by paragraph 37 of Schedule...
- 3 In section 23(2) (requirements as to bringing before a justice...
- 4 . . . . .
- 5 . . . . .
- 6 . . . . .
- 7 (1) Section 60 (release on license of persons serving determinate...
- 8 . . . . .
- 9 in subsection 91 (drunkenness in a public place) omit subsection...

### COMPANIES ACT

#### 1967 (c. 81)

- 1 In subsection 49(1) (certain offences to be triable summarily), after...
- 2 Paragraph 1 above shall be deemed to have had an...

### FIREARMS ACT

#### 1968(c. 27)

### THEFT ACT 1968

#### (c. 60)

### GAMING ACT 1968

#### (c.65)

### — CHILDREN AND YOUNG PERSONS ACT 1969 (c.54)

- 1 . . . . .
- 2 In section 13(3) (selection of supervisor for person placed under...
- 3 . . . . .
- 4 In section 16(10) (meaning of “ attendance centre order” etc....
- 5 In paragraph 6 of Schedule 4 (restriction on power to...
- 6 Paragraphs 1 and 3 above, and any related repeal provided...

## FINANCE ACT 1972

### (C. 41)

## ADMINISTRATION

### OF JUSTICE ACT

#### 1973 (c. 15)

- 1 In section 9(4) (abatement of salaries of holders of certain...
- 2 Paragraph 1 above shall be deemed to have had effect...

### POWERS OF

## CRIMINAL COURTS

### ACT 1973 (c. 62)

- 1 (1) Section 1 (deferment of sentence) shall be amended as...
- 2 For section 2(5)(b) (which requires a probation order requiring residence...
- 3 In section 9(1) (breach of conditional discharge by young offenders)—...
- 4 In section 15(2) (period within which work under a community...
- 5 In section 17(3) (power of Crown Court to revoke or...
- 6 . . . . .
- 7 . . . . .
- 8 . . . . .
- 9 . . . . .
- 10 Paragraph 3(2)(b) of Schedule 1 (which precludes a supervising court...
- 11 . . . . .

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JURIES ACT 1974

(c. 23)

HEALTH AND  
SAFETY AT WORK  
ETC. ACT 1974

(c. 37)

REHABILITATION  
OF OFFENDERS  
ACT 1974 (c. 53)

.....  
BAIL ACT 1976

(c. 63)

- 1 In section 2(2), in the definition of “court”, for “a...
- 2 In section 3(8) (power of the court granting bail to...
- 3 (1) Section 5 (supplementary provisions about bail) shall be amended...
- 4 In section 7(4) (requirements as to bringing before a justice...

SCHEDULE 13 —

SCHEDULE 14 — Transitional Provisions

- 1 A provision contained in any of sections 15 and 17...
- 2 .....
- 3 (1) This paragraph applies to any provision of this Act...
- 4 .....
- 5 Except as provided in paragraph 3 above a provision of...

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